Government of Kerala
1976

Reg. No. KL/TV/12

# KERALA GAZETTE

## EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXI] Trivandrum, Saturday, 16th October 1976 / 24th Asvina 1898 [No. 586

## GOVERNMENT OF KERALA

### Public Works (D) Department

### DECLARATION

No. 59784/D2/76/PW. *Dated, Trivandrum, 12th October 1976.*

Whereas in exercise of the powers conferred by clause (1) of Article 258 of the Constitution, the President has in his Notification No. 2/4/63/ Judl. II dated 31-5-1963 entrusted the Government of Kerala with their consent the functions of the Central Government under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), in relation to acquisition of land for the purpose of the Union in this State;

And whereas under sub-section (4) of Section 19 of the said Act the Government of Kerala have directed that in view of the urgency of the case, the provisions of Section 5 of the Act shall not apply to the land specified in the Schedule below;

And whereas the Government are satsified that the said land has to be acquired for a public purpose;

The Government of Kerala hereby declare under Section 6 of the Act that the land specified in the Schedule below and measuring 1.8205 hectare be the same a little more or less, is needed for a public purpose,

to wit, for widening and strengthening of Bl. No. IV (Southern approach) of N. H. No. 17 and under Section 7 of the Act direct the Special Tahsildar for L. A., Tellicherry to take order for the acquisition of the land. Further, under sub-section (1) of Section 19 of the Act the Government direct that the Collector may take possession of the land on the expiry of fifteen days from the date of publication of the notice mentioned in sub-section (1) of Section 9 of the Act.

A plan of the land is kept in the office of the Special Tahsildar for L. A., Tellicherry and may be inspected at any time during office hours.

ഭരണഘടന 258-ാം വകുപ്പ് (1)-ാം ഖണ്ഡത്താൽ നൽകപ്പെട്ട അധികാരങ്ങൾ വിനിയോഗിച്ച് രാഷ്ട്രപതി, യൂണിയന്റെ ആവശ്യത്തിനായി ഈ സംസ്ഥാനത്ത് ഭൂമി വിലയ്ക്കെടുക്കുന്നത് സംബന്ധിച്ചിടത്തോളം 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം കേന്ദ്ര ഗവൺമെന്റിന്റെ പ്രവൃത്തികൾ തന്റെ 1963-ാം മാണ്ട് മേയ്മാസം 31-ാം തീയതിയിലെ 2/4/63/Judl. II-ാം നമ്പർ പരസ്യപ്രകാരം കേരള ഗവൺമെന്റിനെ, ആ ഗവൺമെന്റിന്റെ സമ്മതത്തോടുകൂടി ഭരമേൽപ്പിച്ചിരിക്കയാലും;

പ്രസ്തുത ആക്റ്റ് 19-ാം വകുപ്പ് (4)-ാം ഉപവകുപ്പുപ്രകാരം കേരള ഗവൺമെന്റ് പ്രസ്തുത സംഗതിയുടെ അടിയന്തിരസ്ഥിതി പരിഗണിച്ച്, ആക്റ്റ് 5-ാം വകുപ്പിലെ വ്യവസ്ഥകൾ താഴെ പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമിക്ക് ബാധകമല്ലെന്ന് നിർദ്ദേശിക്കയാലും;

പ്രസ്തുത ഭൂമി ഒരു പൊതുക്കാര്യത്തിനായി വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് ഗവൺമെന്റിന് ബോദ്ധ്യപ്പെട്ടിരിക്കുന്നതിനാലും;

കേരള ഗവൺമെന്റ് താഴെ കാണുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ളതും 1.8205 ഹെക്റ്റർ വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി, അത് അത്രതന്നെയോ, അതിൽ അൽപ്പം കുറവോ കൂടുതലോ ആയിരുന്നാലും വേണ്ടതില്ല, ഒരു പൊതുക്കാര്യത്തിന് അതായത് നാഷണൽ ഹൈവെ 17 ബ്ലോക്ക് IV (തെക്കുവശം) വീതികൂട്ടുന്നതിനും ബലപ്പെടുത്തുന്നതിനും ആവശ്യമാണെന്ന് ആക്റ്റ് 6-ാം വകുപ്പുപ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7-ാം വകുപ്പു പ്രകാരം തലശ്ശേരി ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളോട് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു. ആക്റ്റ് 9-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പിൽ പറഞ്ഞിരിക്കുന്ന നോട്ടീസ് പ്രസിദ്ധപ്പെടുത്തുന്ന തീയതി മുതൽ പതിനഞ്ചു ദിവസം കഴിഞ്ഞാൽ കളക്റ്റർക്ക് ആ ഭൂമി കൈവശപ്പെടുത്താവുന്നതാണെന്നും കൂടി ആക്റ്റ് 19-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരം ഗവൺമെന്റ് നിർദ്ദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തലശ്ശേരി ലാന്റ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

*District.*—Cannanore. *Taluk.*—Cannanore.
*Village.*—Baliapattam. *Desom.*—Baliapattam.

(The extent given is approximate)

| *Sl. No.* | *Survey No.* | *Description* | *Extent in Hectare* |
|---|---|---|---|
| 1. | 79/1 | Wet | 0.1665 |
| 2. | 83/11 | Garden | 0.0131 |
| 3. | 83/2A | Wet | 0.1132 |
| 4. | 83/2B | do. | 0.0351 |
| 5. | 83/3 | Garden | 0.0648 |
| 6. | 83/13 | do. | 0.2817 |
| 7. | 83/5 | Wet | 0.0420 |
| 8. | 83/16 | Garden | 0.0486 |
| 9. | 84/1 | do. | 0.0117 |
| 10. | 84/2 | do. | 0.0042 |
| 11. | 84/3 | do. | 0.0196 |
| 12. | 84/9 | do. | 0.0060 |
| 13. | 84/7A | Wet | 0.0496 |
| 14. | 84/10 | do. | 0.5957 |
| 15. | 84/12 | do. | 0.3187 |
| | | Total | 1.8205 |

By order of the Governor,

M. C. RAJA RAJA VARMA,

*Deputy Secretary to Government.*

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TRIVANDRUM, 1976.

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Government of Kerala
1976

Reg. No. KL/TV/12

162837

# KERALA GAZETTE

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. XXI] Trivandrum, Saturday, 16th October 1976 / 24th Asvina 1898 [No. 589

## SECRETARIAT OF THE KERALA LEGISLATURE

### NOTIFICATION

No. 8428/LA4A/76 *Dated, Trivandrum, 16th October 1976.*

The Kerala Panchayats (Fourth Amendment) Bill, 1976 together with the Statement of Objects and Reasons and the Financial Memorandum is published under Rule 69 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. R. PRASANNAN,
*Secretary,*
*Legislative Assembly.*

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1976

33/4023/V.

**Fourth Kerala Legislative Assembly**

**Bill No. 281**

# THE KERALA PANCHAYATS (FOURTH AMENDMENT) BILL, 1976

*A*

*BILL*

*further to amend the Kerala Panchayats Act*, 1960.

*Preamble.*—WHEREAS it is expedient further to amend the Kerala Panchayats Act, 1960, for the purpose hereinafter appearing ;

BE it enacted in the Twenty-seventh Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Panchayats (Fourth Amendment) Act, 1976.

(2) It shall come into force at once.

2. *Amendment of section 66A.*—In section 66A of the Kerala Panchayats Act, 1960 (32 of 1960),—

(a) to sub-section (1), the following proviso shall be added, namely :—

"Provided that no such cess shall be leviable for any period in respect of which land cess has been levied under this section as originally enacted.";

(b) sub-section (1A) shall be omitted.

## STATEMENT OF OBJECTS AND REASONS

Sub-section (1) of the section 66A of the Kerala Panchayats Act, 1960, empowers the panchayats to levy land cess annually on every land in the panchayat area, other than any land or class of land, which the Government may, in public interest, exempt, by notification in the Gazette, at the rate of one-sixteenth per cent of the capital value of the land. Under sub-section (1A) of that section, the cess leviable under sub-section (1) may

be levied by a panchayat with effect from the 1st day of April, 1973 or the 1st day of April, 1974, at the option of the panchayat. It is considered necessary that the panchayats should be empowered to levy land cess from the first day of April of any year.

2. The Bill seeks to amend the Kerala Panchayats Act, 1960, for the above purpose.

## FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, would not involve any expenditure from the Consolidated Fund of the State.

K. AVUKADER KUTTY NAHA

Government of Kerala
1976

Reg. No. KL/TV/12

# KERALA GAZETTE

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. XXI] Trivandrum, Saturday, 16th October 1976 / 24th Asvina 1898 [No. 588

## SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 8443/LA4/76. *Dated, Trivandrum, 16th October 1976.*

The Kerala Payment of Pension to Members of Legislature Bill, 1976 together with the Statement of Objects and Reasons, the Financial Memorandum and the Memorandum regarding Delegated Legislation is published, under Rule 69 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. R. PRASANNAN,
*Secretary,*
*Legislative Assembly.*

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS. TRIVANDRUM, 1976.

33/4018/MC

**Fourth Kerala Legislative Assembly**

**Bill No. 282**

# THE KERALA PAYMENT OF PENSION TO MEMBERS OF LEGISLATURE BILL, 1976

*A*

*BILL*

*to provide for the payment of pension to persons who have been Members of the Legislature.*

*Preamble.*—WHEREAS it is expedient to provide for the payment of pension to persons who have been Members of the Legislature;

BE it enacted in the Twenty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Payment of Pension to Members of Legislature Act, 1976.

(2) It shall come into force at once.

2. *Pension of Members of Legislature.*—(1) With effect from the commencement of this Act, there shall be paid a pension of two hundred and fifty rupees per mensem to every person who has served for a period of five years after the 15th day of August, 1947, as—

(i) a member of the Kerala Legislative Assembly; or

(ii) a member of the Legislative Assembly of the former State of Travancore or Cochin or Travancore-Cochin or Madras, representing any territory which after the 1st day of November, 1956 forms part of the State of Kerala; or

(iii) a member of the Legislative Council of the former State of Madras and who during the period of such membership was a permanent resident in the Malabar District referred to in sub-section (2) of section 5 of the States Reorganisation Act, 1956 (Central Act 37 of 1956); or

(iv) partly as a member referred to in any of the preceding clauses and partly as a member referred to in any one or more of the other preceding clauses:

Provided that where any person has served as aforesaid for a period exceeding five years, there shall be paid to him an additional pension of fifty rupees per mensem for every year in excess of five, so, however, that in no case the pension payable to such person shall exceed four hundred and fifty rupees per mensem.

33/4018/MC.

Government of Kerala
1976

Reg. No. KL/TV/12

# KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXI] Trivandrum, Saturday, 16th October 1976 / 24th Asvina 1898 [No. 587

## GOVERNMENT OF KERALA

**Public Works (Transport B) Department**

NOTIFICATION

No. 19449/TB1/76/PW. *Dated, Trivandrum, 14th October 1976.*

The following draft of an amendment to the Kerala Motor Vehicles Rules, 1961, which the Government of Kerala propose to make in exercise of the powers conferred by sub-section (1) and clause (za) of sub-section (2) of section 68 of the Motor Vehicles Act, 1939 (Central Act IV of 1939) is hereby published for general information as required by sub-section (1) of section 133 of the said Act.

Notice is hereby given that the said draft will be taken up for consideration on or after 16-11-1976. Objections or suggestions, if any, which may be received in respect of the said draft before the date specified above, will be considered by Government. Objections and suggestions shall be addressed to the Special Secretary to Government, Public Works (Transport B) Department, Secretariat, Trivandrum.

DRAFT AMENDMENT

In the said Rules, in the Table under rule 217 A for the figures "—500.00", occurring against sub-item (b) of item I, the figures "1000.00" shall be substituted".

By order of the Governor,

N. R. AUGUSTINE,
*Joint Secretary to Government.*

33/4010 MC.

## Explanatory Note

This is not part of the notification, but is intended to bring out the main purport.

At the meeting of the State Transport Authority held on 16-2-1976 in the office of the Board of Revenue, Trivandrum, it was decided to increase the medium composition fee for all other offences than that specified in sub-item (b) of item (1) of the "Table" under Rule 217 A of K. M. V. Rules, 1961 in respect of stage carriages to Rs. 1000. The maximum composition fees now provided is only Rs. 500. It is felt that the proviso has to be suitably amended to enhance the maximum compounding fee to Rs. 1000. This amendment is to achieve the object.

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TRIVANDRUM, 1976